

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL**  
**MUMBAI BENCH**  
**ORIGINAL APPLICATION 556 OF 2016**

**DISTRICT : MUMBAI**

1. Shri Dinesh Atmaram Jethe, )  
Occ : Senior Clerk, having office at )  
Director, Industrial Safety and Health )  
5<sup>th</sup> floor, Kamgar Bhavan, )  
Behind Reserve Bank Building, )  
Bandra-Kurla Complex, Bandra [E], )  
Mumbai 400 051. )  
R/o: 201/68, Wakadi Chawl, )  
Gr. Floor, G.D Ambekar Marg, )  
Parel Village, Mumbai-12. )
2. Smt Madhuri Hareshwar Koli, )  
Senior Clerk )  
having office at )  
Director, Industrial Safety and Health )  
5<sup>th</sup> floor, Kamgar Bhavan, )  
Behind Reserve Bank Building, )  
Bandra-Kurla Complex, Bandra [E], )  
Mumbai 400 051. )  
R/o: I-6, Adjijanta Society, )  
Near Rupam Cinema, Sion, )  
Mumbai - 22. )
3. Smt Anagha Prakash Patole, )

*NR*

Office Superintendent, )  
 having office at )  
 Director, Industrial Safety and Health )  
 5<sup>th</sup> floor, Kamgar Bhavan, )  
 Behind Reserve Bank Building, )  
 Bandra-Kurla Complex, Bandra [E], )  
 Mumbai 400 051. )  
 R/o: 503, Madhura Tower, )  
 Kewanipada, Amboli, )  
 Near Jogeshwari Petrol Pump, )  
 Jogeshwari, Mumbai 102. )...**Applicants**

**Versus**

The State of Maharashtra )  
 Through the Principal Secretary, )  
 Labour Industries and Energy Dept. )  
 Having office at Mantralaya, )  
 Mumbai 400 032. )...**Respondent**

Shri A.V Bandiwadekar, learned advocate for the Applicants.

Ms Suryavanshi, learned Presenting Officer for the Respondents.

**CORAM : Shri Rajiv Agarwal (Vice-Chairman)**

**DATE : 08.08.2016**

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**ORDER**

1. Heard Shri A.V Bandiwadekar, learned advocate for the Applicants and Ms Suryavanshi, learned Presenting Officer for the Respondents.

2. Learned Advocate Shri Bandiwadekar stated that this Tribunal has already given orders in respect of the present Applicants in O.A no 833/2012 by order dated 19.3.2013 to consider their cases for grant of time bound promotion on the basis of continuous service from the date of initial appointment, if they were otherwise eligible. He stated that by order dated 20.1.2015, the Applicants were granted benefits of time bound promotion. However, the benefits of the same has not yet been paid to them and accordingly they are forced to file the present Original Application.

3. This Tribunal has passed the following order on 15.6.2016.

“7. For the present it shall suffice if the affidavit in reply filed on limited point that as to whether the State has decided to accept and act upon the judgment of this Tribunal as confirmed by Hon’ble High Court in W.P no 9051 of 2013.”



3. ~~Now the~~ Learned Advocate for the Applicants Shri Bandiwadekar placed a copy of G.R dated 27.7.2016 by which the Government in Finance Department has decided not to challenge the decision of the Hon. High Court dated 28.4.2016 in W.P no 9051/2013 and others.

4. Learned Presenting Officer stated that the Government is seeking four weeks' time to implement the orders of the Hon. High Court in the above referred Writ Petition.

5. As the Respondents have agreed to release the time bound promotion benefits to the Applicants as per their own order dated 20.1.2015 within a period of four weeks, nothing survives in this Original Application. The Respondent should ensure that all the benefits of time bound promotion are paid to the Applicants as per their own order dated 20.1.2015 within a period of four weeks from today.

6. Original Application is disposed of accordingly with no order as to costs.

Sd/-

(Rajiv Agarwal)  
Vice-Chairman

Place : Mumbai  
Date : 08.08.2016  
Dictation taken by : A.K. Nair.